

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 3263

House Bill No. 3273*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by adding after Section 2 the following new section and renumbering the subsequent sections accordingly:

SECTION __. (a) To assist the general sessions court, the county legislative body may appoint not more than two (2) judicial commissioners. The appointment of a judicial commissioner shall be subject to the approval of a majority of the general sessions court judges in the county. The duties of a judicial commissioner shall include, but not be limited to the following:

(1) Issuance of arrest and search warrants upon a finding of probable cause in accordance with the procedures outlined in chapters 5 and 6 of this title;

(2) Issuance of mittimus following compliance with the procedures prescribed by § 40-5-103;

(3) Appointing attorneys for indigent defendants in accordance with applicable law and guidelines established by the presiding general sessions judge of the county; and

(4) Setting and approving bonds and the release on recognizance of defendants in accordance with applicable law and guidelines established by the presiding general sessions judge of the county.

(b) The term of office for a judicial commissioner shall be established by the county legislative body, but such term shall not exceed four (4) years. A member of the county legislative body is not eligible for appointment as a judicial commissioner.

**House Judiciary
Committee Amendment**

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 3263

House Bill No. 3273*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

(c) A judicial commissioner shall be compensated from the general fund of the county in an amount to be determined by the county legislative body. Fees established and authorized by §8-21-401 shall be paid to the county general fund upon the services detailed therein being performed by a judicial commissioner.

AND FURTHER AMEND by deleting the second sentence of Section 4 and substituting instead the following:

Provided, however, the ratification procedure established by this act shall not be utilized if the Hamilton County legislative body has approved by a two-thirds (2/3) vote by May 16, 1996, the provisions of either Private Chapter ____ (Senate Bill 3262 House Bill 3271) or Private Chapter ____ (Senate Bill 3252 House Bill 3272).